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cc:USM

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

United States of	)	No. CR 99-1196-RSWL
America,	)	
	)	
	)	<b>ORDER GRANTING</b>
Plaintiff,	)	<b>PETITIONER'S MOTION FOR</b>
	)	<b>REDUCTION OF SENTENCE</b>
v.	)	<b>PURSUANT TO 18 U.S.C. §</b>
	)	<b>3582(c)</b>
	)	
Donte Tyrone Rollin	)	
	)	
Defendant.	)	
	)	
	)	

On February 26, 2008, Petitioner filed a Motion for Reduction of Sentence Based on 18 U.S.C. § 3582(c). The Government filed its Response on May 7, 2008. The Court hereby takes the matter under submission **AND RULES AS FOLLOWS:**

When combined, 18 U.S.C. § 3582(c) and U.S.S.G. 1B1.10(c) grants this Court authority to reduce Petitioner's sentence. The Sentencing Commission

1 generally reduced, by two levels, the offense levels  
2 applicable to crack cocaine offenses.


3  
4 On June 12, 2000, Petitioner pled guilty to  
5 conspiring to distribute, and distribution of,  
6 approximately 103.8 grams of cocaine base. For these  
7 offenses, Petitioner was sentence to 168 months. At the  
8 time of the sentencing, the Guidelines supported a 168  
9 to 210 month sentence for Petitioner's offence. Thus  
10 Petitioner was sentenced to the low term under the  
11 Guidelines. Subsequent to the Amendment, the Guidelines  
12 recommend a sentencing range of 140 to 175 month.

13  
14 The Court considered the original sentencing  
15 recommendation, the 18 U.S.C. § 3553(a) factors, as well  
16 as the Government's support of a reduction in  
17 Petitioner's sentence to 140 months. The Court also  
18 considered Petitioner's behavior while in custody.

19  
20 Based on the above considerations, the Court  
21 determines that it is appropriate to reduce Petitioner's  
22 sentence to 140 months, to be followed by a five year  
23 period of supervised release.

24  
25 **IT IS SO ORDERED.**

26 Date: May 30, 2008

27   
28 **HONORABLE RONALD S.W. LEW**  
Senior, U.S. District Court Judge